Richard E. Leff, Esq. (RL-2123) McGIVNEY & KLUGER, P.C. 80 Broad Street, 23<sup>rd</sup> Floor New York, New York 10004 (212) 509-3456

Attorneys for Defendant: PHILLIPS & JORDAN, INC.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

-----X 21 MC 100 (AKH)

PATRICK OSHAUGHNESSY (AND WIFE, CHRISTA OSHAUGHNESSY),

Index No.: 06-CV-14940

Plaintiff(s),

NOTICE OF ADOPTION OF ANSWER

TO MASTER COMPLAINT

-against-

**ELECTRONICALLY FILED** 

A RUSSO WRECKING, et al.,

Defendant(s).

PLEASE TAKE NOTICE that Defendant, PHILLIPS & JORDAN, INC., by its attorneys. McGIVNEY & KLUGER, P.C., as and for its Response to the allegations set forth in the Complaint by Adoption (Check-Off Complaint) Related to the Master Complaint filed in the above-referenced action, hereby adopts its Answer to Master Complaint dated November 5, 2007, which was filed in the matter of In Re World Trade Center Lower Manhattan Disaster Site Litigation, 21 MC 100 (AKH).

WHEREFORE, the defendant, PHILLIPS & JORDAN, INC., demands judgment dismissing the above-captioned action as against it,

together with its costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York November 8, 2007

Yours etc.,

McGIVNEY & KLUGER, P.C. Attorneys for Defendant PHILLIPS & JORDAN, INC.

Richard E. Left (RL-2123) 80 Broad Street, 23<sup>rd</sup> Floor New York, New York 10004

(212) 509-3456

TO: WORBY GRONER & NAPOLI BERN, LLP Plaintiffs Liaison
In Re Lower Manhattan Disaster Site Litigation
115 Broadway, 12th Floor
New York, New York 10006
(212) 267-3700

All Defense Counsel